

Indiana Department of Labor

[BuSET](#) | [IOSHA](#) | [Child Labor](#) | [Wage & Hour](#) | [Boards & Commissions](#) | [Statistics](#) | [Mines](#)

[Worker's Portal](#)

[HR Portal](#)

[About DOL](#)

[Governor's Safety Award](#)

[US DOL](#)

[Home](#)

Wage & Hour - Wage Claims

Wage and hour disputes between Indiana employers and employees may be assigned to the Commissioner of the Department of Labor for investigation and mediation. You may obtain an application for a wage claim by calling us at (317) 232-2673; or downloading the following file (requires [Adobe Acrobat Reader](#)): [Wage Claim Application](#) and mailing the completed form to the Indiana Department of Labor at: 402 W. Washington Street, Room W195, Indianapolis, IN 46204.

Wage Claims will accept your claim unless:

1. You were self-employed.
2. More than one year has passed since your date of termination.
3. You were a member of a union or collective bargaining unit. (If you were a union member, talk with your business agent or the National Labor Relations Board.)
4. You have already begun private legal action to recover the wages claimed.
5. You have not yet asked your employer for your wages.
6. None of your work was performed in Indiana.
7. Your employer does not have a facility in Indiana.
8. The claim is against a business in which you were a partner, an owner, or had a direct financial interest.
9. You worked as an independent contractor.
10. The claim is against a person you are unwilling to take to court.
11. Your claim exceeds \$800.00. (Unless you are claiming unpaid minimum wage or overtime under Indiana law*.)

**Indiana's minimum wage and overtime law pertains to the smallest of Indiana employers that gross less than \$500,000 a year and do not engage in interstate commerce. Most minimum wage and overtime complaints involving Indiana employers should be addressed to the [U.S. Department of Labor, Wage and Hour Division](#), as they enforce the federal Fair Labor Standards Act (FLSA).*

If you have a valid claim, our office will attempt to recover all wages owed, but collection depends upon your employer's cooperation, financial ability to pay, business closure, or bankruptcy filing. If our office is unsuccessful in making a determination or collecting wages that are due, our office will forward your claim to an attorney for further action. Only at that time, may you attempt to collect damages or attorney's fees.

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